

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA

vs.

WILLIAM GREEN

Defendant

Hon. Kevin McNulty

Criminal No. 19-525

TRIAL SCHEDULING ORDER

This matter having come before the Court for a final pretrial conference; and the United States being represented by Craig Carpenito, United States Attorney for the District of New Jersey (Anthony P. Torntore, Assistant U.S. Attorney, appearing) and defendant William Green (by Michael Gilberti, Esq.); and the Court having determined that this matter should be scheduled for trial; and for good cause shown,

It is on this 14th day of December, 2020, ORDERED that:

1. The Government shall provide its pre-marked exhibits on or before February 26, 2021.

a) The authenticity and chain of custody of the Government's pre-marked exhibits shall be deemed to have been accepted unless an objection is asserted in accordance with paragraph 1(c).

b) If the Government discloses the scientific analysis of an exhibit that it proposes to introduce at trial and that analysis has been determined by an expert in the field of science involved, the scientific analysis of the exhibit shall be deemed to have been accepted unless an objection is asserted in the form set forth in paragraph 1(c).

c) If the defendant wishes to contest the authenticity, chain of custody, or scientific analysis of an exhibit, counsel for the defendant shall file, on or before March 5, 2021, a notice that the authenticity, chain of custody, and/or scientific analysis of the exhibit will be contested at trial together with a statement delineating why the authenticity, chain of custody, and/or scientific analysis of the exhibit is being challenged and a certification that the challenge is being made in good faith.

2. The Defendant shall provide its pre-marked exhibits on or before February 26, 2021.

a) The authenticity and chain of custody of the Defendant's pre-marked exhibits shall be deemed to have been accepted unless an objection is asserted in accordance with paragraph 2(c).

b) If the Defendant discloses the scientific analysis of an exhibit that the Defendant proposes to introduce at trial and that analysis has been determined by an expert in the field of science involved, the scientific analysis of the exhibit shall be deemed to have been accepted unless an objection is asserted in the form set forth in paragraph 2(c).

c) If the Government wishes to contest the authenticity, chain of custody, or scientific analysis of an exhibit, counsel for the Government shall file, on or before March 5, 2020, a notice that the authenticity, chain of custody, and/or scientific analysis of the exhibit will be contested at trial together with a statement delineating why the authenticity, chain of

custody, and/or scientific analysis of the exhibit is being challenged and a certification that the challenge is being made in good faith.

3. The Government shall provide all material to be disclosed under Giglio v. United States, 405 U.S. 150 (1972), and its progeny, on or before March 19, 2020, and has agreed to provide any material to be provided under the Jencks Act, 18 U.S.C. § 3500, on or before the same date.

4. The Defendant has agreed to produce all “reverse Jencks” that is required to be disclosed under Federal Rule of Criminal Procedure 26.2 on or before March 19, 2021.

5. If the Government intends to offer any Rule 404(b) evidence, the Government shall provide notice of this evidence in the form delineated in Federal Rule of Evidence 404(b)(2)(A) on or before March 5, 2021.

6. If the defendant intends to offer any “reverse Rule 404(b)” evidence, the defendant shall provide notice of this evidence in the form delineated in Federal Rule of Evidence 404(b)(2)(A) on or before March 5, 2021.

7. The parties shall file any in limine motions, addressed to the admissibility of evidence, on or before March 5, 2021; responses to such motions may be filed on or before March 12, 2021; any replies may be filed on or before March 19, 2021; and oral argument on such motions shall be held on March 29, 2021 at 2:00 p.m.

8. A final pretrial conference will be held on March 29, 2021 at 2:00 p.m.

9. Jury selection shall commence on April 5, 2021, at 9:00 a.m.

10. Trial shall commence immediately following the completion of jury selection, as early as April 5, 2021, at 9:00 a.m.

/s/ Kevin McNulty

Honorable Kevin McNulty
United States District Judge